

Date

Mr. Brian Boney  
117 Benton Road  
Ball, LA 71405

**Re: Louisiana Board of Ethics Docket No. 2021-994  
Advisory Opinion**

Dear Mr. Boney:

The Louisiana Board of Ethics (“Board”), at its January 6, 2021 meeting, considered your request for an advisory opinion regarding whether the Code of Governmental Ethics (“Code”) would require you to take a leave of absence from your position as a part-time police officer in Tullos, Louisiana, while running for election for Police Chief of Ball.

**FACTS PROVIDED**

You stated that you would not campaign while on duty for the Tullos Police Department. You stated that it would do no good to campaign in Tullos because Tullos is in LaSalle Parish, and Ball is located in Rapides Parish.

**LAW**

**La. R.S. 42:1111A** prohibits a public servant from receiving anything of economic value, other than compensation and benefits from the governmental entity to which he is duly entitled, for the performance of the duties and responsibilities of his office or position.

**ANALYSIS**

There are no provisions in the Code which would require you to take a leave of absence from your position as a part-time police officer in Tullos, Louisiana, while running for election for Police Chief of Ball provided that you do not campaign while on duty in Tullos. La. R.S. 42:1111A of the Code prohibits a public servant from receiving anything of economic value, other than compensation and benefits from the governmental entity to which he is duly entitled, for the performance of the duties and responsibilities of his office or position. Therefore, you cannot campaign for office while on duty in Tullos.

**CONCLUSION**

The Board concluded, and instructed me to inform you, that the Code would not require you to take a leave of absence from your position as a part-time police officer in Tullos, Louisiana, while running for election for Police Chief of Ball. The Board also concluded, and instructed me to inform you, that you may want to seek guidance from the Louisiana Attorney General’s Office on the application of the Dual Office Holding Laws if elected. Opinions on the dual office holding

and dual employment law are within the jurisdiction of the Attorney General. The Office of the Attorney General may be contact at (225)326-6000.

This advisory opinion is based solely on the facts as set forth herein. Changes to the facts as presented may result in a different application of the provisions of the Code of Governmental Ethics. The Louisiana Board of Ethics issues no opinion as to past conduct or as to laws other than the Code of Governmental Ethics, the Campaign Finance Disclosure Act, the Lobbyist Disclosure Act, and the conflict of interest provisions contained in the Louisiana Gaming Control Law. If you have any questions, please contact me at (800) 842-6630 or (225) 219-5600.

Sincerely,

**LOUISIANA BOARD OF ETHICS**

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Suzanne Quinlan Mooney  
For the Board

**DISCLAIMER**  
This is a draft opinion and it is **NOT** an opinion of the Louisiana Board of Ethics.  
No party may rely on the facts or conclusions. The analysis and conclusions herein are provided for discussion purposes only, and are subject to change or revision at the meeting of the Board of Ethics at which this matter is considered.